

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEB 18 2005

OFFICE OF PETITIONS

In re: the Application of: Conklin et al

Examiner: Susanna MeineckeDiaz

Filed: 10/30/00

Art Unit: 3623

Serial No.: 09/702,050

For: System and Method for Contract Authority

Docket No: ET00-005CIP

Commissioner for Patents

P.O. Box 1450 Alexandria VA 22313-1450

Attn: Office Of Petitions

URGENT

SUBMISSION OF INFORMATION

Sir:

Pursuant to 37 C.F.R. §1.56 and MPEP § 2001, the attention of the Patent & Trademark Office is hereby directed to the references and information listed on the attached 13 sheets of the Form PTO-1449. A copy of each listed non-patent, non-duplicate reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of the Request for Continued Examination for the above application enclosed herewith and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Applicants have listed publication dates based on the information provided to them. However, the listed publication dates should not be construed as an admission that the information was actually published on the indicated date. Certain references also have publication dates after the filing date of the parent applications for this application. Applicants reserve the right to confirm the patentability of any of the claims of the above identified application over any of the information provided herewith and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This "Submission of Information" should not be construed as a representation that a search has been made, that information cited in the submission is considered to be and/or is material to patentability, or that information more material to the examination of the above application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Pursuant to 37 C.F.R. §1.56 and MPEP § 2001, applicants hereby expressly inform the Patent Office of a concurrent proceeding in the United States District Court for the Eastern District of Texas, Marshall Division, Sky Technologies LLC v. IBM Corporation and I2, Incorporated, Eastern District of Texas, Marshall Division, Civil Action No. 2:03CV454-DF.

A petition to withdraw the above application from issue, an Amendment, and a Request for Continued Examination have been filed herewith. Authorization to charge the fees for a large entity for this submission and for the RCE to applicants' attorney's deposit account is included herewith.

Respectfully submitted,



Maureen Stretch

Cust. No. 27,443

Date: February 17, 2005

26 Charles Street

Natick, MA 01760

Reg. No.: 29,447